

Attorney Docket No.

PATENT APPLI

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re A	pplication of:)	900
	Aaron I. VINIK, et al)	Group Art Unit: 1652
Serial N	o. 09/659,379)	Examiner: Patricia A. Robinson
Filed:	September 8, 2000)	
For:	HIGH LEVEL OF EXPRESSION OF INGAP IN BACTERIAL AND EUKARYOTIC CELLS))	

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

[X]

[X]

This Information Disclosure Statement is submitted for consideration by the United States Patent and Trademark Office in accordance with the duty of disclosure.

Transmitted herewith is:

A PTO 1449 form

- A Background Art Information Paper A copy of each item of information listed on the PTO 1449 form
 - Concise explanation of non-English language information []
 - concise explanation of relevance: []
 - [] English translation of foreign language information
 - English language version of foreign patent office report citing [X]information

Attorney Docket No. 05126.00003

		[]	English language abstract(s) of foreign patent document(s)
[]	Applie 1449 1	cation S form wa r applica	on relies, under 35 U.S.C. §120, on the earlier filing date of U.S. serial No. ****, filed ***. The information identified on the attached PTO as submitted to and/or cited by the Patent and Trademark Office in this ation and, therefore, copies are not required to be provided in this
1.	[]	This I	nformation Disclosure Statement is filed <u>before</u> the later of:
		[]	three months from the filing date of this national application;
		[]	three months from the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; or
		[]	the mailing date of a first office action on the merits.
	In acc	ordance	e with 37 CFR 1.97(b), no fee is required.
2.	[X]		nformation Disclosure Statement is filed <u>after</u> the events noted in raph 1, but <u>before</u> either:
		[X]	a final action under 37 CFR 1.113, or an action that otherwise closes prosecution,
		[]	a Notice of Allowance under 37 CFR 1.311.
	In acc	ordance	e with 37 CFR 1.97(c), also enclosed is
		[]	a fee under 37 CFR 1.17(p) for \$180.00; or
		[X]	a certification as stated below.
3.	[]		nformation Disclosure Statement is filed <u>before</u> payment of the issue ut <u>after</u> either
		[]	a final action under 37 CFR 1.113, or an action that otherwise closes prosecution;
		[]	a Notice of Allowance under 37 CFR 1.311.
	In acc	ordance	e with 37 CFR 1.97(d), also enclosed is:

	[]	a certification, as stated below; and
	[]	the IDS processing fee set forth in 37 CFR 1.17(p)(1) in the amount of \$180.00.
<u>Certifi</u>	<u>cation</u>	
	The undersign	ned states:
	munication from	Information contained in this Information Disclosure Statement was cited in m a foreign Patent Office in a counterpart foreign application not more than the filing date of this Information Disclosure Statement; or
knowl design	communicatio	formation contained in this Information Disclosure Statement was first cited in from a foreign Patent Office in a counterpart foreign application or, to the dersigned, having made reasonable inquiry, was known to any individual R 1.56(c) more than three months prior to the filing date of this Information.
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[]	A check for the	ne amount of the above indicated TOTAL FEES is attached.
[]	Please charge	Deposit Account No. 19-0733 in the amount of \$.
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A duplicate copy of this sheet is enclosed for accounting purposes.

It is respectfully requested that the Examiner fully consider each item of information, initial the enclosed Form PTO-1449 in the appropriate place to indicate that the information has been considered, and return a copy of the initialed form to the undersigned in accordance with MPEP Section 609.

Respectfully submitted,

BANNER & WITCOFF, LTD.

By

Sarah A. Kagan

Registration No. 32,141

Eleventh Floor 1001 G Street, N.W. Washington, D.C. 20001-4597 (202) 508-9100

Dated: November 2, 2001

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Substitute for form 1449A/PTO

Sheet

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Application Number	09/659,379	E
Filing Date	September 8, 2000	N.
First Named Inventor	Aaron I. VINIK et al	ΕĤ
Group Art Unit	1652	
Examiner Name	Patricia A. Robinson	90
Attorney Docket Number	05126.00003	\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\

			U.S. PATENT D	OCUMENTS	_
Examiner Initials *	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevan Passages or Relevant
initiais	NO.	Number - Kind Code ² (if known)			Figures Appear
		US-			
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Examiner Initials*	0	Foreign Patent Document	D 41111	Name of Patentee or	Pages, Columns, Lines,	
	Cite No. ¹	Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	T ⁶
die		EP 0 383 453 A1	08/22/90	H. OKAMOTO et al		
1		WO 91/16428	10/31/91	J. IOVANNA et al		
V		WO 96/26215	08/22/96	A. VINIK et al		
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Examiner Signature Date Considered 211/03

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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at <u>www.uspto.gov</u> or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

PTO/SB/08A_(10-01)
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Substitute for form 1449A/PTO Complete if Known 09/659,379 **Application Number** INFORMATION DISCLOSURE STATEMENT BY APPLICANT September 8, 2000 Filing Date Aaron I. VINIK et al First Named Inventor **Group Art Unit** 1652 (use as many sheets as necessary) NOV 0 5 2001 **Examiner Name** Patricia A. Robinson 05126.00003 Sheet 2 of Attorney Docket Number

		OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
fre		Ronit RAFAELOFF et al, Cloning and Sequencing of the Pancreatic Islet Neogenesis Associated Protein (INGAP) Gene and its Expression in Islet Neogenesis in Hamsters, J. Clin. Invest, 1997, vol. 99, no. 9, pp. 2100-2109.	
		Patent Abstracts of Japan, Publication Number 06135998, Publication Date of May 17, 1994.	
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